

E-filed 4/27/06

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AMERICAN GILSONITE COMPANY

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10 UNITED STATES DISTRICT COURT
11 FOR THE NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION

13 AMERICAN GILSONITE COMPANY, INC.,
an Oklahoma corporation,

14 Plaintiff,

15 v.

16 MARK BOULDIN, BETTINA BOULDIN,
17 PEBBLECREST MATERIALS AND
SERVICE CORPORATION, a Delaware
18 corporation, CIBOLO CREEK
MANAGEMENT, INC., a Texas Corporation
and NARAC LLC a Utah corporation,

19 Defendants.
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Case No. C06-1256 BZ

**STIPULATION OF DISMISSAL WITHOUT
PREJUDICE RE DEFENDANT NARAC,
LLC**

1 Plaintiff American Gilsonite Company ("AGC") and defendant NARAC, LLC hereby stipulate
2 to the dismissal without prejudice of defendant NARAC LLC, who has not yet appeared in this
3 action..
4

5 DATED: April 25, 2006

TOWNSEND AND TOWNSEND AND CREW LLP
PAUL F. KIRSCH
MARGARET McHUGH

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9 By: 

Paul F. Kirsch
Attorneys for Plaintiff
AMERICAN GILSONITE COMPANY

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11 NARAC, LLC

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14 By: 

Scott Priest

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17 IT IS SO ORDERED.
18 4/27/06



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20 JUDGE JEREMY FOGEL, US DISTRICT COURT
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CERTIFICATE OF SERVICE

[C.C.P. §§ 1011 and 1013, C.R.C. § 2008, F.R.C.P. Rule 5, F.R.A.P. 25]

I declare that I am employed in the City and County of San Francisco, California; I am over the age of 18 years and not a party to the within action; my business address is Two Embarcadero Center, Eighth Floor, San Francisco, California, 94111. On the date set forth below, I served a true and accurate copy of the document(s) entitled: **STIPULATION OF DISMISSAL WITHOUT PREJUDICE RE DEFENDANT NARAC, LLC** on the party(ies) in this action by placing said copy(ies) in a sealed envelope each addressed as follows:

NARAC, LLC
Attn: Scott Priest
1565 West Hillfield Road
Suite 102
Layton, UT 84041

☐ [By First Class Mail] I am readily familiar with my employer's practice for collecting and processing documents for mailing with the United States Postal Service. On the date listed herein, following ordinary business practice, I served the within document(s) at my place of business, by placing a true copy thereof, enclosed in a sealed envelope, with postage thereon fully prepaid, for collection and mailing with the United States Postal Service where it would be deposited with the United States Postal Service that same day in the ordinary course of business.

☒ [By Overnight Courier] I caused each envelope to be delivered by a commercial carrier service for overnight delivery to the offices of the addressee(s).

☐ [By Hand] I directed each envelope to the party(ies) so designated on the service list to be delivered by courier this date.

☐ [By Facsimile Transmission] I caused said document to be sent by facsimile transmission to the fax number indicated for the party(ies) listed above.

☐ [By Electronic Transmission] I caused said document to be sent by electronic transmission to the e-mail address(es) indicated for the party(ies) listed above.

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed this date at San Francisco, California.

Dated: April 26, 2006

/s/

Stacie Treposkoufes

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